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**NAILSEA TOWN COUNCIL**

**EVIDENCE QUESTIONNAIRE**

**IN SUPPORT OF CLAIM FOR**

**REGISTRATION OF THE PERRINGS NAILSEA**

**AS A NEW GREEN**

**COMMONS ACT 2006**

Nailsea Town Council, Tithe Barn,

Church Lane, Nailsea BS48 4NG

Email: enquiries@nailseatowncouncil.gov.uk Website: www.nailseatowncouncil.gov.uk

April 2013

***EVIDENCE QUESTIONNAIRE IN SUPPORT OF REGISTRATION AS***

***A NEW GREEN***

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| --- | --- | --- |
| **NAME** |  | |
| **ADDRESS** |  | |
| **POSTCODE** | | **TELEPHONE NO** |

**THE CLAIMED LAND**

|  |  |  |  |
| --- | --- | --- | --- |
| 1, | Address when you used the land (if different from above)  (The land in this form means ‘the claimed land’.) | |  |
| 2. | Did you sign the reverse side of ‘Map A’ confirming it shows the land being claimed as a green?  (Map A is the map showing the claimed land) | | Yes/No |
| 3. | By what, if any, name is the land shown on ‘Map A’ known? | |  |
| 4. | Has it ever to your knowledge been known by any other name? If so, what name? | |  |
| 5. | For how many years have you known the land? | | From ………… to ………….. |
| **LOCALITY/NEIGHBOURHOOD WITHIN A LOCALITY** | | | |
| 6. | | Is there a map attached showing the area where people who use the land come from? (neighbourhood within a locality or locality) | Yes/No |
| 7. | | Mark the location of your house with an X on the map |  |

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| --- | --- | --- |
| 8. | Does the locality or neighbourhood have a name, if so please include | Yes/No |
| 9. | Do you live within this defined area | Yes/No |
| 10. | Where do the people who use the land come from? |  |
| 11. | What recognisable facilities are available to the inhabitants of your locality? *Please tick all boxes that apply and add any OTHER additional matters not covered***.** |  |

**□ School catchment area □ Area policeman**

**local school □ Doctor’s surgery**

**□ Residents’ association □ Community activities**

**□ Community centre □ Neighbourhood watch**

**□ Local church or place of □ A central feature**

**worship □ Scout hut**

**□ Sports facility □ Other (please state)**

**□ Local shops**

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| **‘AS OF RIGHT’ HAS USE BEEN WITHOUT PERMISSION, SECRECY OR FORCE?** | | |
| 12. | To your knowledge are there any public paths  crossing the land? | Yes/No |
| 13. | How do/did you gain access to the land? |  |
| 14. | Do you know who the owner/occupier is?  Supply details | Yes/No |
| 15. | Has the owner/occupier seen you on the land? | Yes/No |
| 16. | What did he/she say? and when was this? |  |
| 17. | Was permission ever sought by you for specific  activities on the land? |  |
| 18. | If so, from whom and when, and what for? |  |
| 19. | Did anyone ever give you permission to go  onto the land? |  |
| 20. | If yes, when and the reason |  |
| 21. | Have you ever been prevented from using the  land? |  |
| 22. | If yes, when and the reason. |  |
| 23. | Has any attempt ever been made by notice or  fencing or by any other means to prevent or  discourage the use being made of the land by  the local people? Please provide dates and the  wording of any notices and mark their position  on Map A. |  |
| **LAWFUL SPORTS AND PASTIMES** | |  |
| 24. | Why do you go onto this piece of land? |  |
| 25. | How often do/did you use the land? |  |

|  |  |  |
| --- | --- | --- |
| 26. | What activities do you use the land for now? |  |
| 27. | Does your family use the land or have they  done so in the past? If so list the activities. |  |
| 28. | Did you see other people using the land? Were  they from the locality or neighbourhood? |  |
| 29. | Do you know of any community activities  that take place or have taken place on the  land? |  |
| 30. | Please list them and state when and  for how long they have taken place. |  |
| 31. | Do you participate in any of them? |  |
| 32. | Do any organisations use the land for  sports or pastimes? If so please specify. |  |
| 33. | Do any seasonal activities take place on the  land? |  |

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| --- | --- | --- |
| 34. | Please tick all the activities that you  have seen taking place on the land. |  |

**□ Children playing** **□ Football**

**□ Rounders □ Cricket**

**□ Fishing □ Bird watching**

**□ Drawing and painting □ Picnicking**

**□ Dog walking □ Kite flying**

**□ Team games □ People walking**

**□ Picking blackberries □ Bonfire parties**

**□ Community celebrations □ Bicycle riding**

**□ Fetes □ Carol singing**

**□ Other (please state)**

|  |  |  |
| --- | --- | --- |
| **20 YEARS USE** | | |
| 35. | Which years have you used the land | From  To |
| 36. | How often did you use the land? |  |
| 37. | If you still use the land now, how often do you  use it? |  |
| 38. | During the time you have used the land has the  pattern of use remained the same?  If not please supply details | Yes/No |

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| --- | --- | --- |
| **IS USE CONTINUING AT THE DATE OF APPLICATION** | | |
| 39. | How have you accessed the land? (mark on  Map A) |  |
| 40. | Is the land enclosed? | Yes/No |
| 41. | Have there ever been any stiles or gates?  Please mark them on the map.  Has the gate ever been locked? Please supply  details  Are the gates/stiles still in place? | Yes/No |
| **OTHER EVIDENCE** | | |
| 42. | Do you have any photographs or any other  evidence of use of the land by local inhabitants? | Yes/No |
| 43. | Are you willing to lend them to us? | Yes/No |
| 44. | If you have additional information please  attach a separate statement. | Yes/No |
| 45. | If you have knowledge of others who may  be in a position to complete an evidence form,  would you please write their names and  addresses upon the reverse of this form. | Yes/No |
| 46. | I have carried on the activities referred to in this  questionnaire for years without anybody trying  to stop me and I believe the activity should be  treated by the law as having a lawful origin |  |

|  |  |  |
| --- | --- | --- |
| 47. | ***I understand that the evidence form I have completed may be used in relation***  ***to this application may become public***  ***knowledge and I authorise the***  ***applicant to disclose this form***  ***to anyone reasonably requiring access***  ***to this application.*** |  |
| 48. | ***I also understand that this evidence***  ***may be presented at a non-statutory***  ***inquiry and I authorise the applicant to***  ***use this form for that purpose.*** |  |
| 49. | ***Would you be prepared to give oral***  ***evidence of your use of the land at a***  ***public inquiry?*** | Yes/No |
| I certify that to the best of my knowledge and belief, the information I have given  in this statement is true. | | |

Signed ............................................ Date ...............................

**(Please return this form to Nailsea Town Council at the address on the front page).**